year 1990-91, together with the Auditors' Report on the Accounts and the comments of the Comptroller and Auditor General of India thereon.

(b) Review by Government on the working of the above Corporation.

[Placed in Library. *See* No. LT-6327/84]

(IV)(a) Twenty-third Annual Report and Accounts of the Himachal Pradesh Agro Industries Corporation Limited, Shimla, for the year 1992-93, together with the Auditors' Report on the Accounts and the comments of the Comptroller and Auditor General of India thereon.

(b) Review by Government on the working of the above Corporation. Statement (in English and Hindi) giving reasons for the delay in laying the papers mentioned at (I) above.

[Placed in Library. *See* No. LT6326/84]

MESSAGE FROM THE LOK SABHA

The Constitution (Eighty-fifth Amendment) Bill, 1994.

SECRETARY-GENERAL: Madam, I have to report to the House the following message received from the Lok Sabha signed by the Secretary-General of the Lok Sabha:—

> "In accordance with the provisions of rule 120 of the Rules of Procedure and Conduct of Business in Lok Sabha, I am directed to inform you that Lok Sabha, at its sitting held on the 25th August, 1994, passed, in accordance with the provisions of article 368 of the Constitution of India, without any amendment, the Constitution (Eighty-fifth Amendment) Bill, 1994, which was passed by Rajya Sabha at its sitting held on the 24th August, 1994."

THE DELHI RENT BILL, 1994

THE MINISTER OF URBAN DEVELOPMENT (SHRIMATI SHEILA KAUL): Madam, I beg to move for leave to introduce a Bill to provide for the regulation of rents, repairs and maintenanace and evictions relating to premises and of rates of hotels and lodging houses in the National Capital Territory of Delhi.

The question was put and the motion was adopted.

SHRIMATI SHEILA KAUL: Madam, I introduce the Bill.

SHRI SATISH AGARWAL (RAJASTHAN): Madam, day before yesterday....

THE DEPUTY CHAIRMAN: There is one more Bill for Introduction.

Let it be over. Then I will call you.

THE YOGA UNDERTAKING (TAKING OVER OF MANAGEMENT) BILL, 1994.

THE DEPUTY MINISTER IN THE MINISTRY OF HEALTH AND FAMILY WELFARE (SHRI PABAN SINGH GHATOWAR): Madam, I beg to move for leave to introduce a Bill to provide for the taking over of the management of the undertaking of the Yoga Society for a limited period in the public interest and in order to secure the proper management thereof and for matters connected therewith or incidental thereto.

The question was proposed.

उप सभापति: माथुर साहब, आपको क्या आपत्ति है? .... (व्यवधान)... नहीं, माथुर साहब को कोई आपत्ति है।

श्री जगदीश प्रसाद माथुर (उत्तर प्रदेश): मैं मंत्री जी से पूछना चाहता हूं कि इसको टेक-अप कर रहे हैं, फॉर लिमिटिड पीरियड, धीरेन ब्रह्मचारी वाला, यह लिखा गया है। तो लिमिटिड पीरियड क्यों है? क्या गवर्नमेंट का जवाब अभी यह है कि किसी और को देंगे? बहुत बड़ा इंस्टीट्यूशन है। तो मंत्री जी बताएं कि लिमिटिड पीरियड क्यों किया गया है? वाय नॉट फुली? पूरे समय के लिए सरकार क्यों नहीं टेक-अप कर रही है? लिमिटिड पीरियड के लिए क्यों ले रही है, धीरेन ब्रह्मचारी का आश्रम?

उप सभापति: अभी ऐसा है कि जब डिसकशन के लिए आएगा, उस वक्त जवाब देंगे।

SHRI V. NARAYANASAMY (Pondicherry): At the time of discussion, he can raise it.

श्री जगदीश प्रसाद माथुर: सौदेबाजी करके गलत कर रही है। इसलिए, मैं ओब्जैक्शन कर रहा हूं कि यह

ठीक नहीं है और इस तरह की सौदेबाजी नहीं होनी चाहिए, किसी और को देने के लिए सरकार का इरादा सौदेबाजी करने का दिखता है, जो गलत है।

THE DEPUTY CHAIRMAN: This is not a correct objection.

माथुर साहब, जो ओबजैक्शन बिल के इंट्रोडक्शन पर होते है, वह टैक्निकल होते है, वह बिल के सबजैक्ट के ऊपर नहीं होते, उसके कांटेंट्स में नहीं होते, जब डिस्कशन के लिए आएगा, तब करिएगा। ...(व्यवधान)...

SHRI INDER KUMAR GUJRAL (Bihar): Madam, the point is not about the content or substance. The point is technical.

THE DEPUTY CHAIRMAN: what is the technical point, Gujral Saheb?

SHRI INDER KUMAR GUJRAL: Madam, the technical point is, with the record of the Society begin what it has been over the years, its taking over for a temporary period is a technical fault.

उप सभापति: आप टैपोरेरी ले रहे है।

श्री चतुरानन मिश्र: सरकार को योगासन की जरूरत है। यह तो आप जानते ही हैं कि बहुत खराब हालत है।

THE DEPUTY CHAIRMAN: Let me find out.

श्री चतुरानन मिश्र (बिहार): बहुत खराब है, सरकार की हालत, सरकार को योगासन की जरूरत है।

(Interruptions)

THE DEPUTY CHAIRMAN: Let him answer. Let the Minister answer. There is nothing. He has brought the Bill before the House. He must be having the reasons for it.

SHRI V. NARAYANASAMY: Madam, they are asking the Minister to explain as to why they are bringing it for a particular period. This legislation is going to be implemented. That means, the Member is going into the contents of the Bill. You have given the ruling earlier.

THE DEPUTY CHAIRMAN: Just a minute. जरा आप लोग खामोश रहिए।

It is not a technical reason, as I ruled. Technical reasons ऑब्जैक्शन जो होता है, वह कोई it should be of another nature. What the Members are objecting to is this: Why are you taking it over on a temporary basis and why is it not on a permanent basis or whatever it is? That could be discussed only when it comes for a discussion.

Now, the question is:

> That leave be granted to introduce a bill to provide for the taking over of the management of the undertaking of the Yoga Society for a limited period in the public interest and in order to secure the proper management thereof and for matters connected therewith or incidental thereto.

The motion was adopted.

SHRI PABAN SINGH GHATOWAR: Madam, I introducenhe Bill.... *(Interruptions)*...

THE DEPUTY CHAIRMAN: You cannot have a discussion on this.

डिस्कशन पर आएं, तब बात करिएगा। अभी उनको जवाब देना है। मंत्री जी बोलिएगा।

SHRI SATISH AGARWAL (Rajasthan): Madam, day before yesterday, when me sugar scandal was being discussed in this House, Mr. Jaipal Reddy had quoted some portions from the CBI report. Then, I had demanded that he should be asked to lay the report as authenticated by him. So, through you, Madam, I demand that he be directed to lay the report, as decided on that day, duly authenticated by him.

SHRI S. JAIPAL REDDY (Andhra Pradesh): Madam...

SYED SIBTEY RAZI (Uttar Pradesh): Madam, I have to make a point. It is a\point of order. Madam, there is a set procedure, it any Member wants to produce any sort of document, it has to be authenticated by him. And the permission has to be granted by me Chairman, not in the House itself but in the Chamber. The Member has to show the contents and explain why he wants to present it. And whether it has any relevancy or not has to be decided by the Chairman, not in the House itself, but in the Chamber. And after getting the permission of the Chairman, any document could be laid on the Table of the House. But in this way, just... *(Interruptions)*

THE DEPUTY CHAIRMAN: Let him finish.

SYED SIBTEY RAZI: . it cannot be authenticated. And whether it has relevance to

(he subject or noi, it has to be decided by the Chairman. So, my point of order is that in this way, no document could be laid on the Table of the House. This is not the convention of the House. I request you. *(Interruptions)*

THE DEPUTY CHAIRMAN. Just a minute. Let me dispose of this. I was not in the Chair. Mr. Satish Agarwal was in the Chair. 1 do not know what the documents were that had been referred to. But the Vice-Chairman at that time who was presiding over the House had asked him to authenticate whatever he was referring to in the matter. And he is authenticating it. There is a precedent in the House that the Chairman had permitted authenticated documents, because the responsibility would be of the Member if he authenticates them. If he authenticates any document which he is placing on the Table, the responsibility would be on him for that document. Let me find out what the documents are that he is laying. I will find out and call you. First let me find out.

SHRI S. JAIPAL REDDY: Madam, when I was speaking on the question relating to the import of sugar this year, I quoted from the CBI report which related to the scandal involved in the import of sugar in 1989.I quoted, I did not sum up. Then Members objected to my quotation on the ground that they were not in possession of the copy and therefore I was entitled to quote only in case I was prepared to lay it on the Table of the House by authenticating it. I said I would do this.

Madam, I wrote to you, 1 discussed with you and, in view of the precedent established by Dr. Sharma when he was Chairman of the House, you also permitted me and I have duly signed on every page of the 17-page document of the CBI. I signed on two copies and I have submitted them to the office *...(Interruptions)...*

SYED SIBTEY RAZI: Generally, such papers are being laid on the Table by the Government, if it feels so. I think this practice of laying such reports on the Table by Members by authentication is not the convention in this House *...(Interruptions)...*

THE DEPUTY CHAIRMAN: When a Member wants to lay something on the Table, at least I have the right to know what he wants to lay on the Table. Suppose he wants to lay a document which is not at all relevant to the subject, I have to see that. So let me hear what he is saying. All of us also have a right to know what he is laying on the Table. You also have as much right as the Chair to know what he is laying on the Table.

SHRI S. JAIPAL REDDY: Madam Deputy Chairperson, I quoted from the CBI report which related to import of sugar in 1989, because at that time also it was a scandal and the CBI indicted the then Minister squarely to make the point that the 1994 sugar scandal was only a replication of the 1989 scandal, if only on a larger scale. I had to quote from the CBI report. If a Member quotes from an official document, other Members of the House have a right to demand that the copy be made available to all the Members by the concerned Member laying it on the Table of the House after authenticating it. I am following the due procedure. This procedure was earlier approved and scantified by precedents. Therefore, I wrote to you a while ago to seek you permission and I gave two copies of the 17-page CBI document to the office after signing on every page. I take full responsibility: In case anything in this document is found to be wrong, I will be liable for contempt of Parliament and breach of privilege *...(Interruptions)...*

SHRI V. NARAYANASAMY (Pondi-cherry): Madam, I am on a point of order. Hon. Member, Shri Jaipal Reddy, wants to lay on the Table of the House some document relating to the CBI inquiry of the year 1989. *..(Interruptions)...* The point which I would like to make relates to the Short Duration Discussion which was raised by Shri Jaipal Reddy in this House. It reads as follows:

I quote:

> " the situation arising from hike in sugar price and delay in its import raised by Shri S. Jaipal Reddy on the 24th August, 1994."

Therefore, Madam, the subject which has come up before this House for discussion is relating to the import of sugar by the Ministry ofFoodintheyear 1993-94. If I have understood correctly, this is the Short-Duration Discussion raised by him in this House.

Madam, he is quoting from the CBI report relating to 1989. The sugar import in 1989 does not come under the purview of the Short-Duration Discussion which was listed for discussion in this House on the 24th of August, 1994. ...*(Interruptions)*...

Kindly hear me. The Chair has to decide this.

THE DEPUTY CHAIRMAN: I will be very thankful if this problem can be solved because it is a very serious matter. Please let him speak. If you want to say something, I will permit you to do so, but let me hear one person at a time. If everybody speaks at the same time, neither you nor he will be heard. ...*(Interruptions)*...

Let him speak. Why do you want to speak? *(Interruptions)*

He is putting his case.

SHRI V. NARAYANASAMY: Madam, the document which hon. Shri Jaipal Reddy wants to table is outside the subject we are discussing today and the relevant period on which emphasis has been laid in the motion. He wants to lay the document duly authenticated, on the Table of the House. He says that he is following the procedure and that he has given three days' notice and all that. The Chair has to decide whether this relates to 1993-94 or this relates to 1989. The Short Duration Discussion is specifically for 1993-94. If the hon. Chair goes through his entire speech, he has made a passing remark to the earlier one. The Short Duration Discussion is for a specific period.

Therefore, Madam, my humble submission is that the document which he has authenticated and which he wants to lay on the Table of the House, cannot be allowed to be laid because it is outside the subject being discussed in the House at present. This is my point.

THE LEADER OF THE OPPOSITION (SHRI SIKANDER BAKHT): Madam, I want to know whether the document has been admitted or it has not yet been admitted. What is the position?

THE DEPUTY CHAIRMAN: Not yet, not yet, not yet. The question is *(Interruptions)*

SHRI CHATURANAN MISHRA: One minute.

THE DEPUTY CHAIRMAN: One second. Let me clarify this. The question is this. While raising the discussion on the import of sugar, he referred to a certain document which was in his possession. The Chairperson at that time in the Chair, said that he should authenticate it and that until and unless he authenticated it, he could not lay it on the Table..*(Interruptions)*

That was his ruling. He said that it should be authenticated. If there is an objection, then only he will say that it should be authenticated. I believe, as I have been told now, that the Member was willing to authenticate it. Today, after authenticating it, he has asked for permission to lay it on the Table of the House. I have to ascertain what objection the other side has about this document, and then I will give my ruling.

SHRI VAYALAR RAVI (Kerala): I have a point of order.

SHRI CHATURANAN MISHRA: One minute.

THE DEPUTY CHAIRMAN: He is on a point of order. I will call you.

SHRI VAYALAR RAVI: I am on a point of order.

SHRI CHATURANAN MISHRA: Just wait.

श्री नारायणसामी जी ने यह उठाया है, आपत्ति की है कि वह 1989 का था इसलिए इससे कोटेशन नहीं होना चाहिये। कोटेशन में अगर किसी ईयर का रिस्ट्रिक्शन होगा तब तो बहुत बड़ी दिक्कत हो जाएगी। क्योंकि अभी ए॰ डी॰ का उन्होंने कोट किया है, कोटेशन तो बी. सी. से भी होता है। इसलिए यह कोई प्वाइंट आफ आर्डर नहीं है।

SHRI VAYALAR RAVI: My point of order is on an important question which you have to decide. This is a question of laying papers on the Table. As far as Ministers are concerned, of course, Rule 249 is applicable. As far as private Members are concerned, it is purely at the discretion of the Chair..*(Interruption)*

SHRI S. JAIPAL REDDY: It is a right of the Members.

SHRI VAYALAR RAVI: Madam, I am on my legs. If anybody authenticates any paper, it is not mandatory to lay it on the Table of the House. It is purely at the discretion of the Chair.

Secondly, as has already been mentioned by Mr. Narayanasamy, the question before the House is about the import of sugar. The Minister who is sitting here, has dealt with whatever has happened recently, during the last one or two months. We are not discussing about what happened in 1989 when Mr. V. P. Singh also became Prime Minister.

Madam, we are disc
not discussing as to what happened in 1989 when Mr. V. P. Singh was the Prime Minister for two or three years. What happened in 1989 is not a matter before this House. The discussion before this House is what has happened recently. So; whatever documents the hon. Member is presenting must be Connected with what happened recently and the question which is being debated in this House. Nothing more than that should be allowed. It is yoqf discretion. I wanted to raise this important matter.

SHRI TRILOKT NATH CHATURVEDI (Uttar Pradesh): Madam Deputy Chairman, the document which is going to be submitted by Mr. S. Jaipal Reddy is an extremely relevant document. Even the present Minister for Food has made a reference to this document. He gave an interview to the "Business Today". The Food Minister who has to deal with the import question made a reference to a particular document to which a reference has been made in his recorded interview. If this is not correct, I would suggest, let the Minister, let this House move a privilege motion against the "Business Today".

THE DEPUTY CHAIRMAN: Please sit down. Please take your seat. I want to read out from Practice and Procedure of Parliament by Kaul and Shakdher. "Papers laid by Members— A Member can also lay a document or a paper on the Table but only with the permission of the Speaker or the Chairman. The Member is, therefbre, required to supply a copy thereof to the Speaker or to the Chairman in advance so as to enable him to decide whether permission should be granted or not." Now, this is the position of laying a paper by a Member. There have been times, when Members have laid certain documents on the Table of the House. Until and unless Members authenticated the papers, we have not allowed them to lay those on the Table oftheHouse.I would like to suggest to Mr. Jaipal Reddy that he can show the docu ment to me in my chamber. *(Interruptions)*

.... I cannot see it while I am presiding over the House.

SHRI S. JAIPAL REDDY: Madam, I have authenticated it.

THE DEPUTY CHAIRMAN: You have authenticated it. I am not objecting to it. But ..... *(Interruptions)*

.... Just one minute please.

SHRI S. JAIPAL REDDY: I am taking the responsibility. The Chair does not take the responsibility.

THE DEPUTY CHAIRMAN: I read out to you what has been written in Practice and Procedure of Parliament by Kaul and Shakdher.

SHRI S. JAIPAL REDDY: Madam, in this connection, I came to you and talked to you.

THE DEPUTY CHAIRMAN: You did come but I was busy in the Question Hour. I could not see the document. If you want, I can see it now. I will ask someone else to come and sit in the Chair. But we cannot allow the discussion and the reply to be stopped. The reply should go on. While you are showing the document, the reply by the Minister cannot be stopped.

SHRI S. JAIPAL REDDY: Okay. I will abide by your ruling.

THE DEPUTY CHAIRMAN: Now, that is over. *Mantriji jawaab dheejiye.*

प्रो. विजय कुमार मल्होत्रा (दिल्ली): मैडम, मैं उस बात पर नहीं कह रहा हूं .... (व्यवधान) मैंने आपसे पहले कहा था .... (व्यवधान) चेयरमैन ने कल भी मुझे एलाउ किया था। आज भी एलाउ किया है कि सुप्रीम कोर्ट .... (व्यवधान)

उपसभापति: पांच बजे के बाद आपको सब चीज एलाउ होगी। अभी नहीं। उनको वापस उस हाउस में जाना है। उनको बोलने दीजिए।

SHRI S. JAIPAL REDDY: Madam, day before yesterday itself we objected to the reply being given by this Minister. He is 'Secondly, when he is *how can he reply? Let the Prime Minister come and reply.... *(Interruptions)* ....

THE DEPUTY CHAIRMAN: Let us not *(Interruptions)*

*Expunged as ordered by the Chair.

SHRI S. JAIPAL REDDY: He is under the cloud of an inquiry.

THE DEPUTY CHAIRMAN: The word *will not go on record.

SHRI S. JAIPAL REDDY: Madam, I did not say that he is *I merely said, he is *My accusation can go on record.

THE DEPUTY CHAIRMAN: Well, I am not going into the intricacies of the word. But I must go through what your intention is.

SHORT DURATION DISCUSSION

SITUATION ARISING FROM HIKE IN SUGAR PRICE AND DELAY IN ITS IMPORT contd.

THE MINISTER OF STATE OF THE MINISTRY OF FOOD (SHRI KALP NATH RAI): Madam Deputy Chairman, the sugar production has been following a cyclical trend, that is, 2 to 3 years of high production followed by 2 to 3 years of low production. After reaching a record level of 134.11 lakh tonnes in 1991-92, the downward trend in the sugar cycle started.

[The Vice-Chairman, Syed Sibtey Razi, in the Chair]

During 1992-93 season, a production of 106.09 lakh tonnes was recorded and the current 1993-94 season is also a lean season. However, sugar production during the current season up to 31.12.93 had shown an increase of five per cent as compared to the sugar production on the corresponding date in the previous season. *(Interruptions)*

THE VICE-CHAIRMAN (SYED SIBTEY RAZI): It is a reply. It is not a statement. *(Interruptions)* There is no convention.

SHRI KALP NATH RAI: The initial estimate of the Ministry of Agriculture for 1993-94 was higher at 231 million tonnes of sugarcane than last season's production of 230.8 million tonnes.

उपसभाध्यक्ष (सैयद सिब्ते रज़ी): मंत्री जी, आप कृपया धीरे-धीरे पढ़ें जिससे कि मैम्बर्स समझ सकें कि आप क्या कह रहे हैं। मैम्बर्स को यह एतराज है कि आप बहुत तेज़ रफ्तार से बढ़ रहे हैं इसलिए वे समझ नहीं पा रहे हैं कि आप क्या कह रहे हैं।

SHRI GURUDAS DAS GUPTA (West Bengal): Sir, normally, written statements are not given in reply. We are ready to listen to his written statement either prepared by him or prepared by somebody else. I do not know. But, he should read it in such a way that the Members can understand what he says.

THE VICE-CHAIRMAN (SYED SIBTEY RAZI): I have already directed him to do so.

SHRI KALP NATH RAI: Keeping in view the slightly increased availability of sugarcane and increasing trend of sugar production, efforts were required to be made to increase the sugar production further and reduce its consumption to meet the demand of sugar in the country. With a view to boosting the sugar production in the current 1993-94 season, steps were taken by the Government which included:—

(i) grant of early, mid and late crushing incentives in the form of higher free sale quota;

(ii) request to the Finance Ministry and the RBI to provide needbased credit to the sugar industry;

(iii) request to the State Governments to ensure prompt clearance of cane price due to the farmers by the sugar factories;

(iv) enhancement in the loan component for grant of Sugar Development Fund assistance for K.T. Weirs and lift irrigation schemes from 66.6 per cent to 90 per cent of the project cost;

(v) increase in the Statutory Minimum Price (SMP) of sugarcane from Rs. 31 per quintal in 1992-93 season to Rs. 34.50 per quintal for 1993-94 season. *(Interruptions)*

THE VICE-CHAIRMAN (SYED SIBTEY RAZI); Use your earphones. *(Interruptions)*

DR. BIPLAB DAS GUPTA: Sir, .he is quoting figures which are disputable. *(Interruptions)*

SHRI GURUDAS DAS GUPTA: Sir, it is not a rapid reading class of a primary school. We must understand what he says. *(Interruptions)*

*Expunged as ordered by the Chair.